



AP13 Rec'd PCT/PTO 27 FEB 2007

PCT #

PATENT

Attorney Docket No. 09013.0009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

**Simon BATES et al.**

Application No.: 10/577,239

Filed: April 26, 2006

For: **METHOD FOR INDEXING  
CRYSTALLINE SOLID FORMS**

)  
)  
) Group Art Unit: *Unknown*  
)  
) Examiner: *Unknown*  
)  
) Confirmation No.: 4117  
)  
)

**Mail Stop PCT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESPONSE TO NOTIFICATION  
OF MISSING REQUIREMENTS**

In response to the communication of January 12, 2007, Applicants submit a Declaration/Power of Attorney for filing in this application, the required fee of \$130.00, and a copy of the Notification of Missing Requirements.

Please associate the enclosed declaration with the application, grant any extensions of time required to enter this response, and charge any additional required fees to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, LLP

02/28/2007 01:11:11 00000150 10577239

01 FC:1617

130.00 OP

By:

Carlos M. Tellez  
Reg. No. 48,638

Dated: February 27, 2007



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/577,239	FIRST NAMED APPLICANT Simon Bates	ATTY. DOCKET NO. 09013.0009
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INTERNATIONAL APPLICATION NO. PCT/US04/35444	
I.A. FILING DATE 10/27/2004	PRIORITY DATE 10/27/2003

Finnegan, Henderson, Farabow, Garrett & Dunner  
901 New York Avenue N W  
Washington, DC 20001-4413

CONFIRMATION NO. 4117

371 FORMALITIES LETTER



\*OC000000021963826\*

Date Mailed: 01/12/2007

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 04/26/2006
- Copy of the International Search Report filed on 04/26/2006
- Copy of IPE Report filed on 04/26/2006
- Information Disclosure Statements filed on 04/26/2006
- U.S. Basic National Fees filed on 04/26/2006
- Specification filed on 04/26/2006
- Claims filed on 04/26/2006
- Abstracts filed on 04/26/2006
- Drawings filed on 04/26/2006

**RECEIVED**

JAN 22 2007

Bozicevic, Field, & Francis

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date:
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity.

Filed 1/24/07 Attorney RHE/MDY/CTR  
Case 09013-009  
Due Date 3/12/07  
Action 2001/Sch 9  
By JDD checked from fax

OAS 1/29/07

- \$130 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

DARRELL C COTTMAN

Telephone: (703) 308-9140 EXT 203

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/577,239	PCT/US04/35444	09013.0009